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6 UNITED STATES BANKRUPTCY COURT
7 NORTHERN DISTRICT OF CALIFORNIA

8 IN RE:) Case No. 09-41624
9)
Lance Thomas Libatique) Chapter 13
Roditha Aguirre Libatique)
10)
Debtor)
11 _____

12 **CERTIFICATE OF SERVICE**

13 I hereby certify that on July 11, 2009, a copy of above **NOTICE AND OPPORTUNITY FOR**
14 **HEARING ON DEBTOR'S MOTION FOR ORDER VALUING SECOND LIEN OF EMC**
15 **MORTGAGE AS \$0** as well as a copy of Debtors **MOTION TO VALUE 2ND LIEN OF**
EMC MORTGAGE AT \$0, along with a was served electronically or by regular United States
mail to all interested parties, the Trustee and all creditors listed below.

16 **EMC MORTGAGE, PO Box 141358, Irving TX, 75014**
17 _____

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19 /s/ Evan Martyndale Livingstone
Evan Martyndale Livingstone Esq.
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Santa Rosa, CA 95405
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12 **NOTICE AND OPPORTUNITY FOR HEARING ON DEBTOR'S MOTION**
13 **FOR ORDER VALUING LIEN OF EMC MORTGAGE AS \$0**

14 To Secured Creditor **EMC MORTGAGE.**

15 Take Notice – this is a Scream or Die Procedure. Debtor is giving you Notice that you have an
16 Opportunity for a hearing on Debtor's attached motion to value the lien you hold on Debtor's real property at
17 zero dollars (\$0), and for an order that the Lien may not be enforced, and for an order permanently stripping the
18 Lien from Debtor's real property should Debtor receive a Discharge upon completing her Chapter 13 plan
19 payments.:

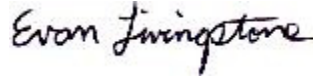
20 This scream or die procedure is prescribed by Local Rule 9014-1 of the United States Bankruptcy Court
21 for the Northern District of California. Under this procedure any objection to the requested relief, or a request
22 for hearing on the matter, must be filed and served upon the initiating party within 20 days of mailing of the
23 notice;

24 A request for hearing or objection must be accompanied by any declarations or memoranda of law the
party objecting or requesting wishes to present in support of its position;

1 If you do not file a timely objection to the requested relief or a request for hearing, the Court may enter
2 an order granting the relief by default;

3 Debtor will give at least 10 days written notice of a hearing to the objecting or requesting party, and to
4 the trustee appointed in the case, in the event an objection or request for hearing is timely.

5 Date: Saturday, July 11, 2009



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7 Evan Livingstone
8 Attorney for Debtor
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